IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF ARKANSAS PINE BLUFF DIVISION

RICHARD BOWER, ADC #144498 **PLAINTIFF** 

v.

No. 5:14CV00323 JLH-JTK

RAY HOBBS, Director, Arkansas Department of Correction

**DEFENDANT** 

**ORDER** 

The Court has received proposed findings and recommendations from United States Magistrate Judge Jerome T. Kearney. After a review of those proposed findings and recommendations, and the timely objections received thereto, as well as a *de novo* review of the record, the Court adopts them in their entirety. Accordingly,

IT IS, THEREFORE, ORDERED that:

1. Plaintiff's complaint against defendants is DISMISSED with prejudice for failure to state a claim.

2. Dismissal of this action constitutes a "strike" within the meaning of the Prison

Litigation Reform Act (PLRA), 28 U.S.C. § 1915(g).

3. The Court certifies that an *in forma pauperis* appeal from an Order and Judgment

dismissing this action would not be taken in good faith, pursuant to 28 U.S.C. § 1915(a)(3).

An appropriate Judgment shall accompany this Order.

IT IS SO ORDERED this 9th day of October, 2014.

. LEON HOLMES

UNITED STATES DISTRICT JUDGE